

Minutes
Town of Lake Park, Florida
Town Commission Meeting
July 7, 7:30 p.m.
Town Commission Chambers, 535 Park Avenue

The Town Commission met for the purpose of a Regular Town Commission Meeting on Wednesday, July 7, 2004 at 7:30 p.m. Present were Mayor Castro, Vice-Mayor Balius, Commissioners Carey, Daly and Garretson, Town Manager Doug Drymon, Town Attorney Karen Roselli and Town Clerk Carol Simpkins.

Commissioner Carey led the Invocation.
Commissioner Daly led the Pledge of Allegiance.
Town Clerk Carol Simpkins performed the Roll Call.

ADDITIONS/DELETIONS

The following Items were pulled from the Agenda:

- J-2 Ordinance No. 14-2004
- M-8 Palm Beach County Sheriffs office presentation on non-Emergency communications.
- M-10 Opposing Strong Mayor discussion

MOTION: A motion was made by Commissioner Carey to approve the Agenda as amended. Commissioner Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Carey	X		
Commissioner Daly	X		
Vice Mayor Balius	X		
Mayor Castro	X		

Motion passed 5-0.

The Mayor and Town Commission went into an Attorney-Client Session at 7:38 pm to discuss litigation matters in reference to the One Park Place project. The session was held in the conference room on the second floor at Town Hall.

The following person(s) attended the Attorney-Client Session:

Mayor Castro, Vice Mayor Balius, Commissioner Garretson, Commissioner Daly, Commissioner Carey, Town Manager Drymon, and Town Attorney Karen Roselli.

The Regular Town Commission meeting reconvened at 8:20 pm.

PUBLIC COMMENT

The following person(s) addressed the Commission:

Russ Beverstein, 524 Evergreen Drive made general comments pertaining to Lake Park.

Donald James, 637 Greenbriar Drive made comments opposing the sale of alcoholic beverages within 500 feet of churches and schools.

Catherine Saikley, 330 2nd Street made comments pertaining to condition of the sixth street ballfields

Linda Klimeika, 428 Greenbriar Drive notified everyone that there will be a Neighborhood Awareness meeting July 27, 2004 at 7:00 in the Library.

Gary Jackson, 1210 Gateway Road made comments in reference to the Occupational License charges.

CONSENT AGENDA

Commission Meeting Minutes of June 16, 2004.

MOTION: A motion was made by Commissioner Garretson to approve the Consent Agenda. Commissioner Daly made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner	X		
Commissioner Daly	X		
Commissioner Carey	X		
Vice Mayor Balius	X		
Mayor Castro	X		

Motion passed 5-0.

RESOLUTIONS

RESOLUTION NO. 33-07-04

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, REVISING THE TOWN CLASSIFICATION PLAN FOR CERTAIN POSITIONS IN THE TOWN CLASSIFIED SERVICE; PROVIDING

FOR THE PUBLICATION OF AN UPDATED "CLASSIFICATION PLAN MANUAL"; PROVIDING FOR AN EFFECTIVE DATE.

MOTION: A motion was made by Vice Mayor Balius to approve
Resolution No. 33-07-04. Commissioner Carey made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Daly	X		
Commissioner Garretson	X		
Commissioner Carey	X		
Vice Mayor Balius	X		
Mayor Castro	X		

Motion passed 5-0.

RESOLUTION NO. 34-07-04

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, REVISING THE CLASSIFICATION PLAN FOR THE POSITION OF PERSONNEL DIRECTOR, CLASS CODE 120; PROVIDING FOR THE PUBLICATION OF AN UPDATED "CLASSIFICATION PLAN MANUAL", PROVIDING FOR AN EFFECTIVE DATE

MOTION: A motion was made by Vice Mayor Balius to approve
Resolution No. 34-07-04. Commissioner Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Daly	X		
Commissioner Garretson	X		
Commissioner Carey	X		
Vice Mayor Balius	X		

Mayor Castro	X		
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Motion passed 5-0.

RESOLUTION NO. 35-07-04

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, DESIGNATING THE PROPERTY AT 515 EVERGREEN DRIVE, LAKE PARK, FLORIDA, AS A LOCALLY HISTORICALLY SIGNIFICANT SITE, AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: A motion was made by Vice Mayor Balius to approve Resolution No. 35-07-04. Commissioner Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Daly	X		
Commissioner Garretson	X		
Commissioner Carey	X		
Vice Mayor Balius	X		
Mayor Castro	X		

Motion passed 5-0.

RESOLUTION NO. 36-07-04

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, DESIGNATING THE PROPERTY AT 324 HAWTHORNE DRIVE, LAKE PARK, FLORIDA, AS A LOCALLY HISTORICALLY SIGNIFICANT SITE, AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: A motion was made by Vice Mayor Balius to approve Resolution No. 36-07-04. Commissioner Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Daly	X		
Commissioner Garretson	X		

Commissioner Carey	X		
Vice Mayor Balus	X		
Mayor Castro	X		

Motion passed 5-0.

RESOLUTION NO. 37-07-04

A RESOLUTION OF THE COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA; PROVIDING A TENTATIVE COLLECTION SCHEDULE AND TENTATIVE SCHEDULE OF FEES AND CHARGES FOR RESIDENTIAL, GOVERNMENTAL AND COMMERCIAL REFUSE AND RECYCLABLES COLLECTION SERVICES; PROVIDING FOR LATE FEES, FREQUENCY OF BILLING AND OTHER MATTERS RELATING TO COLLECTION POLICY; PROVIDING AN EFFECTIVE DATE.

MOTION: A motion was made by Vice Mayor Balus to approve Resolution No. 37-07-04. Commissioner Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Daly	X		
Commissioner Garretson	X		
Commissioner Carey	X		
Vice Mayor Balus	X		
Mayor Castro	X		

Motion passed 5-0.

DISCUSSION AND POSSIBLE ACTION:

Tree Board Appointment

Marilee Tutcik was appointed to the Tree Board as a regular member.

Abandonment of Jasmine Drive

David Norris, North Palm Beach, representing Mr. Earl Stewart of Stewart Toyota requested that the Town Commission approve the abandonment of east Jasmine Drive for the short term use as a boatyard. The Town Commission stated that they cannot make a

decision without having a definite plan of action from the applicant; however the Commission *is* sure that they do not like the idea of having a boatyard on U. S. Highway 1.

Earl Stewart of Stewart Toyota stated that he has a contract to purchase the property where Journey's End Hotel is located, however he would like to get consensus from the Lake Park Town Commission before he closes on the deal. Mr. Stewart stated that he is willing to consider other temporary uses until he is prepared to expand the business. Mr. Stewart indicated that he is not interested in the abandonment of the east Jasmine drive unless the Commission agrees with the usage.

In response to a question posed by Town Manager Drymon, Mayor Castro stated that the applicant's representatives and staff will continue to work together on a cost recovery bases.

Public Comment:

The following person(s) addressed the Commission:

Jane Robinson, 235 East Jasmine Drive would like to see Stewart Toyota change the address on their business advertisements to reflect that they are located in the Town of Lake Park.

Peter Lowery, Lake Shore Drive made comments in opposition of the abandonment of East Jasmine Drive.

Marjorie Hernandez, 1105 Lake Shore Drive made comment in support of the east Jasmine abandonment.

Robert Sauer, 1135 Lake Shore Drive made comments in support of the east Jasmine Drive abandonment.

There was consensus among the Commission to direct staff to draft a resolution with planned permitted usage for the property. The applicant will have to come back before the Commission with a definite plan of action for the proposed site.

Non-profit Sharing

The Town Commission chose to utilize the "two at a time" process which will allow each qualified group to become a benefactor more often, and increase the size of each donation to the participating groups.

Marina Landscape

Paul Guariglia, Landscape Architect, Calvin, Giordano & Associates provided a presentation. (see exhibit A) The Town Commission requested that the century plants be removed from the plan. The Commission expressed a desire for a more tropical appearance that would require low maintenance.

Public Comment:

The following person(s) addressed the Commission:

Jorge Quintero, Lake Shore Drive addressed issues with the shade trees, the median landscape on Lake Shore Drive. He feels that there are too many Gumbo Limbo trees in the plan and he also commented on the damaged Mahogany trees.

Marilee Tutcik, 623 7th Street stated that the Royal Palms are the most important element in the landscaping plan.

MOTION: A motion was made by Commissioner Garretson to approve the plan with the following modifications:

1. Remove half of the Gumbo Limbo trees.
2. No century plants, Spanish Daggers or any other spiked plants.
3. More Royal Palm trees.
4. No Plumeria rubra trees.

Vice Mayor Balius made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Vice Mayor Balius	X		
Commissioner Daly	X		
Vice Mayor Balius	X		
Mayor Castro	X		

Motion passed 4-0.

PADD Parking

At the recommendation of staff, the Town Commission decided to re-establish the required parking standards originally approved with the Park Avenue Downtown District (PADD) Regulations. Staff indicated that this plan will provide the highest flexibility while ensuring adequate parking allocations for local businesses and residences within the PADD.

MOTION: A motion was made by Vice Mayor Balius to reestablish the original parking regulations for the Park Avenue Downtown District (PADD).
Commissioner Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other

Commissioner Daly	X		
Commissioner Garretson		X	
Commissioner Carey	X		
Vice Mayor Balus	X		
Mayor Castro	X		

Motion passed 4-1.

PADD Signage

Staff recommended that the Town Commission choose Window Sign option 1 and Wall Sign option 2 in the PADD. (See exhibit B) There was consensus among the Town Commission to direct staff to draft an Ordinance that reflects Window Sign option 1 and Wall Sign option 2.

Town Managers Contract

Mayor Castro stated that Town Manager Drymon receive a satisfactory score on his evaluation. Mayor Castro suggested that the Commission schedule a workshop with Town Manager Doug Drymon to discuss the Town's goals and objectives.

MOTION: A motion was made by Vice Mayor Balus to give Town Manager Drymon a five percent (5%) increase. Commissioner Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Daly		X	
Commissioner Garretson	X		
Commissioner Carey		X	
Vice Mayor Balus	X		
Mayor Castro		X	

Motion failed 2-3.

The pleasure of the Town Commission was to grant Town Manager Drymon a two percent (2%) cost of living increase. The Commission feels that until Town Manager Drymon can improve in the areas that they have specified in his evaluation, he will not be given a Merit increase.

MOTION: A motion was made by Commissioner Garretson to give Town Manager Drymon a two percent (2%) cost of living increase. Vice Mayor Balius made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Daly	X		
Commissioner Garretson	X		
Commissioner Carey	X		
Vice Mayor Balius		X	
Mayor Castro	X		

Motion passed 4-1.

Town Manager Drymon expressed that he graciously accepted the two percent raise and assured the Town Commission that the issues would be resolved in the necessary areas.

COMMENTS BY COMMISSION, TOWN MANAGER AND TOWN ATTORNEY

Mayor Castro

Mayor Castro indicated that he really enjoyed the Independence Day celebration. He suggested that Town Manager Drymon contact the Palm Beach County Sheriffs office in reference to the Sheriffs Night Out event.

Vice Mayor Balius

Vice Mayor Balius stated that he enjoyed the Independence Day celebration. He indicated that the bridge will be eliminated during the construction of the Marina. Vice Mayor Balius acknowledged that he is not happy with the appearance of some of the Town's public parks. Vice Mayor Balius believes that the Code Enforcement issues may be resolved by adding another full time or part time Code Enforcement officer.

Commissioner Garretson

Commissioner Garretson thanked all the attendees of the *Independence Day celebration*. Commissioner Garretson suggested that a workshop be scheduled to discuss the Marina Restaurant Bid Proposals.

Commissioner Daly

Commissioner Daly publicly commended the *Independence Day celebration*. Commissioner stated that he would like to see signs in the Town parks that would ward any vehicles off after hours. Town Manager Drymon responded that funds have been added to the budget for that purpose. Commissioner Daly inquired about the grant funds for Town parks from Palm Beach County Commissioners Addie Greene and Karen Marcus. Town Manager Drymon stated that no one has contacted the County Commissioners as of yet. Mayor Castro gave direction for Town Manager to follow up as soon as possible for the availability funds.

Commissioner Jeff Carey

Commissioner Carey stated that he would like for the residence to be more proactive. Commissioner Carey stated that anonymous calls can be made to prevent neighbors from violating the Town Code.

Town Manager Drymon

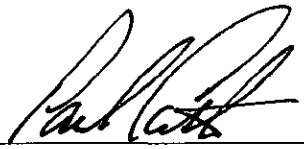
Town Manager Drymon requested that the Commission confirm if August 16, 2004 would be an ideal date for the joint meeting with the City of Palm Beach Gardens to discuss Target. The Town Commission indicated that they will be available to meet on August 16; however when scheduling the second meeting, they cannot meet on second Tuesdays or any Thursdays in the month of September.

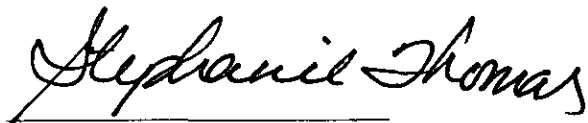
Town Attorney Karen Roselli

No comment.

ADJOURNMENT:

There being no further business to come before the Commission, after a motion to adjourn by Vice Mayor Balias, seconded by Commissioner Carey, and by unanimous vote, the meeting adjourned at 10.55 p.m.



Mayor Paul Castro

Deputy Town Clerk, Stephanie Thomas

Approved on this 21st day of July 2004.



Town of Lake Park Public Comment Card

Meeting Date: 7-7-04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: M. Tutcik

Address: _____

I would like to make comments on the following AGENDA ITEM(S):

Marena Landscape Design

I would like to make comments on the following NON-AGENDA ITEM(S):

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. *Comments must be limited to no more than three minutes per individual.*



Town of Lake Park Public Comment Card

Meeting Date: 7-7-04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: Robert Sauer

Address: 1135 Lake Shore Dr.

I would like to make comments on the following AGENDA ITEM(S):

I would like to make comments on the following NON-AGENDA ITEM(S):

Stuart Toyota

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. *Comments must be limited to no more than three minutes per individual.*



Town of Lake Park Public Comment Card

Meeting Date: 7/7/04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: Marjorie Hernandez

Address: 1105 Lake Shore Dr., Lake Park, FL

I would like to make comments on the following AGENDA ITEM(S):

Stewart Toyota

I would like to make comments on the following NON-AGENDA ITEM(S):

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. *Comments must be limited to no more than three minutes per individual.*



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Town of Lake Park Public Comment Card

Meeting Date: 7-7-04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: Jane Robinson
Address: 235 E. Jasmine Dr.

I would like to make comments on the following AGENDA ITEM(S):

Discussion and Possible Actions
Abandonment of a section of Jasmine btwn. US 1 & Lakeshore Dr.

I would like to make comments on the following NON-AGENDA ITEM(S):

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. *Comments must be limited to no more than three minutes per individual.*



Town of Lake Park
Public Comment Card

Meeting Date: 7/7/04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: Catherine Sailley

Address: 330 2nd St.

I would like to make comments on the following **AGENDA ITEM(S)**:

I would like to make comments on the following **NON-AGENDA ITEM(S)**:

Baseball fields.

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. *Comments must be limited to no more than three minutes per individual.*

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Town of Lake Park Public Comment Card

Meeting Date: 7-7-04



CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!
3 MINUTE TIME LIMITATION ON ALL COMMENTS

Name: Jorge Quintero

Address: 301 Lake Shore Dr. Apt. 211

I would like to make comments on the following AGENDA ITEM(S):

LAKE PARK, LAKE MARINA LANDSCAPING

I would like to make comments on the following NON-AGENDA ITEM(S):

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND
GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR
YOU TO SPEAK. Comments must be limited to no more than three minutes per individual.

**Town of Lake Park
Public Comment Card**

Meeting Date: 9-9-04



**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!
3 MINUTE TIME LIMITATION ON ALL COMMENTS**

Name: _____

Address: _____

I would like to make comments on the following W.I.I. **AGENDA ITEM(S):**

I would like to make comments on the following **NON-AGENDA ITEM(S):**

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. Comments must be limited to no more than three minutes per individual.



(3)

Town of Lake Park Public Comment Card

Meeting Date: 7/7/04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: Russ Beverstein

Address: 524 Evergreen

I would like to make comments on the following AGENDA ITEM(S):

I would like to make comments on the following NON-AGENDA ITEM(S):

General Comments on Lake Park:
Ahvans Project

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. Comments must be limited to no more than three minutes per individual.



Town of Lake Park Public Comment Card

Meeting Date:

7/7/04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name:

Linda Klimeika

Address:

428 Greenbrier Dr.

I would like to make comments on the following **AGENDA ITEM(S)**:

~~Neighborhood Awareness Group~~
~~Advertising of Businesses located~~

I would like to make comments on the following **NON-AGENDA ITEM(S)**:

Neighborhood Awareness Group
Advertising of Businesses located in Lake Park.

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. Comments must be limited to no more than three minutes per individual.



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Town of Lake Park Public Comment Card

Meeting Date: 7-7-04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: GARY JACKSON

Address: _____

I would like to make comments on the following AGENDA ITEM(S):

I would like to make comments on the following NON-AGENDA ITEM(S):

OCCUPATION LICENSES AGAIN & AGAIN

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. *Comments must be limited to no more than three minutes per individual.*



Town of Lake Park Public Comment Card

Meeting Date:

4
7/7/04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: DONALD James

Address: 637 Greenbriar Dr Lake Park

I would like to make comments on the following **AGENDA ITEM(S)**:

CHAPTER 4 SECTION 4-5 sale near churches,
SCHOOLS ETC,

I would like to make comments on the following **NON-AGENDA ITEM(S)**:

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. Comments must be limited to no more than three minutes per individual.